

AFW

Docket No. ATR-15CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Alan K. Schaer, et. al.

Serial No.: 10/805,738

Art Unit: 3742

Filed

: March 22, 2004

Examiner:

For

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231 on

August 10, 2004
(Date of Deposit)

Vincent J. Serrao
(Mame of applicant, assigned, or Registered Representative)

August 10, 2004

(Date of Signature)

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☑ In accordance with §1.97(b), since this Information
Disclosure Statement is being filed either within three months
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(other than a continued prosecution application under
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national stage of the above identified application as set forth
in \$1.491, or before the mailing date of a first Office Action
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Disclosure Statement is being filed after the period set forth
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Action under \$1.113 or a Notice of Allowance under \$1.311, or
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	[] Coni	os of each of the references listed on the
•		es of each of the references listed on the
	attached roim	PTO-1449 are enclosed herewith.
		es of references listed on the attached Form PTO-
	1449 are enclos	sed herewith EXCEPT THAT:
		In view of the voluminous nature of references
		[list as appropriate], and the likelihood that
		these references are available to the Examiner,
		copies are not enclosed herewith.
		If any of the foregoing publications are not
		available to the Examiner, Applicant will
		endeavor to supply copies at the Examiner's
		request.
	\boxtimes	Copies of references listed on the attached Form PTO-
		1449 were previously cited by or submitted to the
		Patent and Trademark Office in prior application
		Serial No. 09/569,734, filed May 11, 2000.

There are no listed references which are not in the
English language.
The relevance of those listed references which are
not in the English language is as follows:
<pre>Attached are copies of search report(s) from</pre>
corresponding patent application(s), which are listed on the
attached Submission Under MPEP 609 D.
Attached are the following non-published pending
patent applications which may be deemed relevant, which are
listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/ATR15CON/VJS. This form is submitted in triplicate.

Respectfully submitted,

Vincent J/ Serrao Reg. No. 47,072

Attorney for Applicants

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(732) 524-1163
DATED: August 10, 2004



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	10/805,738
Filing Date	March 22, 2004
First Named Inventor	Alan K. Schaer, et al.
Group Art Unit	3742
Examiner Name	
Attorney Docket Number	ATR-15CON

				U.S. PATENT DOCUMENTS		
Examiner Initials	Cite			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Pages, Columns, Lines, where relevant passages or relevant figures appear
		RE 35,880	<u> </u>	WALDMAN	08/25/1998	
		4441286		COSMAN	10/25/1983	
		4449528		AUTH et al	05/22/1984	

Initials	No.1		(known)	of Cited Document	or Cited Document mm-dd-yyyy	or relevant figures appear
		RE 35,880		WALDMAN	08/25/1998	
		4441286		COSMAN	10/25/1983	
		4449528		AUTH et al	05/22/1984	
		4522205		TAYLOR et al	06/11/1985	
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		4662368		HUSSEIN et al	05/05/1987	
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		4790311		RUIZ	12/13/1988	
		4807620		STRUL et al	02/28/1989	
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		4945912		LANGBERG	08/07/1990	
		4976711		PARINS et al	12/11/1990	
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Sheet 2of 8

Application Number	10/805,738
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First Named Inventor	Alan K. Schaer, et al.
Group Art Unit	3742
Examiner Name	
Attorney Docket Number	ATR-15CON

U.S. PATENT DOCUMENTS U.S. Patent Document **Date of Publication** Pages, Columns, Lines, Name of Patentee or Applicant Kind Code Examine Cite of Cited Document where relevant passages of Cited Document initials or relevant figures appear (if known) Number mm-dd-yyyy No.1 5190528 FONGER, et al 03/02/1993 LEE 03/02/1993 5190540 5226430 SPEARS et al 07/13/1993 5228442 **IMRAN** 07/20/1993 HARMJANZ 08/03/1993 5231994 5231996 DESAI 08/03/1993 5255679 IMRAN 10/26/1993 5263493 **AVITALL** 11/23/1993 03/08/1994 5292321 LEE 5293869 **EDWARDS** 03/15/1994 5295484 MARCUS et al 03/22/1994 5313943 HOUSER et al 05/24/1994 5324255 PASSAFARO et al 06/06/1994 5324284 **IMRAM** 06/28/1994 5341807 NARDELLA 08/30/1994 5342292 NITA et al 08/30/1994 5344435 TURNER et al 09/06/1994 5345936 POMERANZ et al 09/13/1994 5348554 09/20/1994 IMRAN et al 5368558 NITA 11/29/1994 EDWARDS et al 12/06/1994 5370678 5385148 LESH 01/31/1995 Α 5385544 **EDWARDS** et al 01/31/1995 5391197 **BURDETTE** et al 02/21/1995 04/25/1995 5409000 Α **IMRAN** 5423808 EDWARDS et al 08/13/1995 5423811 IMRAN et al 06/13/1995 5427119 SWARTZ et al 06/27/1995

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Examiner Name	
Attorney Docket Number	ATR-15CON

U.S. PATENT DOCUMENTS U.S. Petent Document Date of Publication Pages, Columns, Lines, Name of Patentee or Applicant Kind Code² Examiner Cite of Cited Document where relevant passages of Cited Document Initials (if known) or relevant figures appear Number mm-dd-yyyy No. 5433708 NICHOLS et al 07/18/1995 09/05/1995 5447509 MILLS et al 5449380 CHIN 09/12/1995 5456682 **EDWARDS** et al 10/10/1995 5474530 PASSAFARO et al 12/12/1995 5484400 EDWARDS et al 01/16/1998 5487385 AVITALL 01/30/1996 5497119 TEDROW et al 03/05/1996 5497774 SWARTZ et al 03/12/1996 5505702 **AMEY** 04/09/1996 5505730 **EDWARDS** 04/09/1996 5522873 JACKMAN et al 06/04/1996 5545161 IMRAN 08/13/1996 FLEISCHMAN et al 08/13/1996 5545193 5549661 KORDIS et al 08/27/1996 5558720 SARRAF, et al 09/24/1996 5562720 STERN et al 10/08/1996 5564440 SWARTZ et al 10/15/1996 5571088 LENNOX et al 11/05/1996 SWARTZ et al 5575766 11/19/1996 5575772 LENNOX 11/19/1996 5575788 BAKER et al 11/19/1996 5575810 SWANSON et al 11/19/1996 5582609 SWANSON et al 12/10/1996 5588432 CROWLEY 12/31/1996 5606974 CASTELLANO et at 03/04/1997 5607422 SMEETS et al 03/04/1997 5617854 MUNSIF 04/08/1997

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First Named Inventor	Alan K. Schaer, et al.
Group Art Unit	3742
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U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.1		ment ind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		5830837		CROWLEY	05/20/1997	
		5642738		AVITALL	07/01/1997	
		5845082		SUNG et al	07/08/1997	
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		5722963		LURIE et al	03/03/1998	
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Application Number	10/805,738
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First Named Inventor	Alan K. Schaer, et al.
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Attorney Docket Number	ATR-15CON

		Sheet 5	of 8				
				U.S. PATENT DOC	JMENTS T		7
Examiner Initials	Cite	U.S. Patent Document Kind Code ² Number (if known)		Name of Patentee of Cited Docu	• • • • • • • • • • • • • • • • • • • •	Date of Publication of Cited Document mm-dd-yyyy	
		5725512		SWARTZ et al		03/10/1998	
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		5800428	•	NELSON et al		09/01/1998	
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Application Number	10/805,738
Filing Date	March 22, 2004
First Named Inventor	Alan K. Schaer, et al.
Group Art Unit	3742
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				U.S. PATENT DOCUMENTS		
Examiner Initials	Cite	U.S. Patent Docur Ki Number (Name of Patentse or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		5807391		WIJKAMP	09/15/1998	
		5807395		MULLER et al	09/15/1998	
		5820591		THOMPSON, et al	10/13/1998	
		5840031		CROWLEY	11/24/1998	
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		5860920		MCGEE, et al	01/19/1999	
		5860974		ABELE	01/19/1999	
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		6012457		LESH	01/11/2000	
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		6064902		HAISSAGUERRE et al	05/16/2000	
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FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.1	U.S. Patent Document	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		WO 93/00958	WIPO	01/21/1993	
		WO 93/08755	WIPO	05/13/1993	
		WO 93/16632	WIPO	09/02/1993	
		WO 93/20767	WIPO	10/28/1993	
		WO 93/20886	WIPO	10/28/1993	
		WO 94/00050	WIPO	01/06/1994	

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Sheet 7 of 8

Application Number	10/805,738
Filing Date	March 22, 2004
First Named Inventor	Alan K. Schaer, et al.
Group Art Unit	3742
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		Sheet	7 01 8	U.S. PATENT DOCUMENTS		
				U.S. PATENT DOCUMENTS		
Examiner Initials	Cite No. ¹	U.S. Patent I		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	
		WO 94/21165		WIPO	09/29/1994	
		WO 94/21167		WIPO	09/29/1994	
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		WO 95/10319		WIPO	04/20/1995	
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		EP 0 667 126 A	\1	EUROPE	08/16/1995	
		EP 0 711 573	\1	EUROPE	05/15/1996	
	<u> </u>	GB 2 208 138	A	GREAT BRITAIN	03/01/1989	

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Attorney Docket Number	ATR-15CON

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	 	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item					
	1			serial, symposium, catalog, etc.), date, ;	page(s), volume-issu		T ²
	ļ	publisher, city and/or country where published					
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